

**LEGISLATIVE SERVICES AGENCY  
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**FISCAL IMPACT STATEMENT**

**LS 6200**

**BILL NUMBER: SB 1**

**NOTE PREPARED: Feb 24, 2012**

**BILL AMENDED: Feb 23, 2012**

**SUBJECT:** Right to Defend Against Unlawful Entry.

**FIRST AUTHOR:** Sen. Young R Michael

**FIRST SPONSOR:** Rep. McMillin

**BILL STATUS:** CR Adopted - 2<sup>nd</sup> House

**FUNDS AFFECTED:**     **GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** No Fiscal Impact

**Summary of Legislation:** (Amended) This bill has the following provisions:

- A.     It provides that a person is justified in using reasonable force against a law enforcement officer if the person reasonably believes the force is necessary to: (1) protect the person or a third person from what the person reasonably believes to be the imminent use of unlawful force; (2) prevent or terminate the law enforcement officer's unlawful entry of or attack on the person's dwelling, curtilage, or an occupied motor vehicle; or (3) prevent or terminate the law enforcement officer's trespass on or criminal interference with property lawfully in the person's possession, lawfully in possession of a member of the person's immediate family, or belonging to a person whose property the person has authority to protect.
  
- B.     It provides that a person is not justified in using deadly force against a law enforcement officer unless the person reasonably believes that: (1) the officer is acting unlawfully and not engaged in the execution of the officer's official duty; and (2) the force is reasonably necessary to prevent serious bodily injury to the person or a third person.

(The introduced version of this bill was prepared by the Legislative Council Barnes v. State Subcommittee.)

**Effective Date:** (Amended) Upon passage.

**Explanation of State Expenditures:**

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:**

**Local Agencies Affected:**

**Information Sources:**

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